

REMARKS

The specification is being amended to indicate that the parent application has now been abandoned and to correct an erroneous patent number.

In the Office Action being responded to the Examiner has rejected all of the claims as anticipated, 35 USC 102 (e), by Saxena patent 6,370,132, issued April 9, 2002, on an application filed Dec. 29, 1998. The filing date of applicants' parent application is Dec. 30, 1998, exactly one day after the filing of the Saxena application. Accordingly, applicants are submitting Declarations under Rule 131 by inventor P. Agrawal and Joseph A. D 'Avanzo, Intellectual Property Manager for the assignee of this application. These Declarations establish that the invention of this application was conceived prior to Dec. 29, 1998, the effective date of the Saxena reference, and that such conception was coupled with due diligence from prior to the effective date of the reference to the filing of the parent application. Withdrawal of the rejection on the Saxena patent is therefore requested.

Even though the Saxena patent is not a reference against applicants' invention, applicants desire to point out to the Examiner that the patent does not anticipate, disclose, or suggest applicants' invention. The problem to which the reference is directed is the routing of calls from a modem through an InterWorking Function (IWF) unit, which couples a wireless network to a public switched or wireline network. The problem is expressly set forth at column 1, lines 44-58 of the Saxena patent. Saxena's solution, as stated at column 1, lines 59-63, insures "that mobile terminated calls are efficiently and correctly routed in the ISF such that a single modem in the IWF is assigned to both halves of the call." None of this has any relationship or relevance to applicants' invention, which is not concerned with establishing connections initially but instead with the switching or transferring of an established call between wireline and cellular networks, the cellular network including a Mobile Switching Center (MSC). Nowhere in Saxena is there any suggestion of transferring a call between wireline and wireless networks, nor of monitoring a call connection to detect a request form such a transfer, nor of thereafter establishing the transferred connection and terminating the original connection.

Applicants respectfully submit that the particular portions of the Saxena disclosure identified by the Examiner, such as at column 6, do not relate to switching an ongoing telephone call between wireless services and cellular services, as the Examiner has stated. Instead, as there stated, the PRI interface tries to match calling number on the land side with the called number of the modem received from a table so as to be able to route the call to that modem. Routing a call to a modem is not in any way related or relevant to transferring an established call between wireline and wireless services. The description at column 3, also identified by the Examiner, is similarly related to directing a call for the initial establishment of the call, not to transferring an established call.

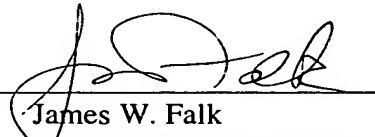
The other references cited by the Examiner but not applied are also not relevant to applicants' invention. Gillig et al patent 6,131,560 is directed to a telephone device itself and specifically "an improved cellular cordless telephone that may place both cellular telephone calls and cordless telephone calls." (Column 1, lines 46-47). The Lee patent 6,006,094, as the Examiner acknowledged, is directed to the routing of a call to a foreign mobile subscriber.

Reconsideration and allowance of claims 1 – 21 and passage of this application to issue are therefore respectfully requested. However, if the Examiner deems it would in any way expedite the prosecution of the application, the Examiner is requested to call applicants' attorney at the number set forth below.

Respectfully submitted,

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Enc.
Appendix
Two Declarations under Rule 131